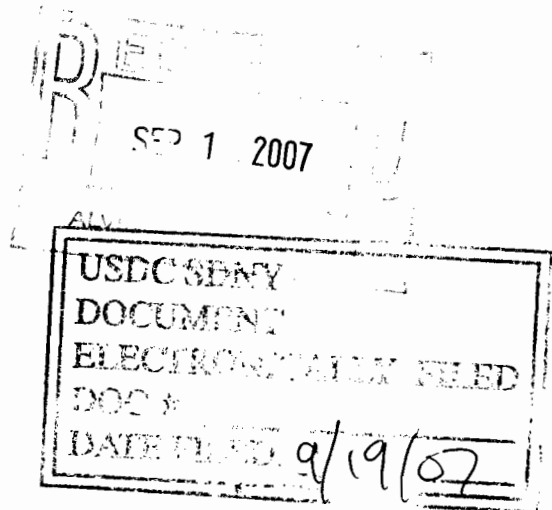


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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
FRED ALSTON, as a Trustee of THE  
LOCAL 272 LABOR-MANAGEMENT PENSION FUND;  
FRED ALSTON, as a Trustee of THE  
LOCAL 272 WELFARE FUND,

Civil Action No.  
**07cv6564(AKH/THK)**  
ECF CASE

Plaintiffs,

-against-

VOLUNTARY  
DISMISSAL  
and ORDER

COLLEGE PLACE ENTERPRISE LLC,

Defendant.

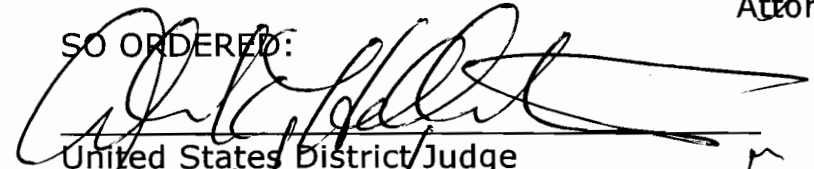
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IT IS HEREBY STIPULATED by the undersigned that, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, the above action is dismissed without prejudice and without costs to either party, defendant not having answered. I hereby consent to the entry of this proposed order.

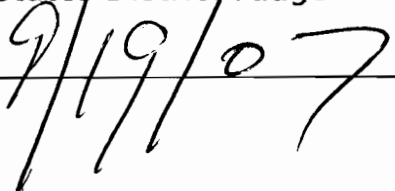
Dated: September 12, 2007

  
\_\_\_\_\_  
Jeffrey S. Dubin (JD-0446)  
Attorney for Plaintiffs

SO ORDERED:

  
\_\_\_\_\_  
United States District Judge

Date

  
9/19/07